

PUBLIC SAFETY COMMITTEE

AGENDA

TOWN OF CHINCOTEAGUE

November 2, 2010 – 5:00 pm – Council Chambers – Town Hall

CALL TO ORDER

ROLL CALL

OPEN FORUM/PUBLIC PARTICIPATION

AGENDA ADOPTION:

1. Monthly Emergency Management Report
2. Discuss the Addition of the Use of Trolleys in the EOP (pg 60 Sec. E 1. b)
3. Review Open Burning Ordinance Draft and Consider Sending to Ordinance Committee.
4. Chincoteague Volunteer Fire Company Report
5. Discussion of Re-imbursement Ordinance for DUI Expenses
6. Committee Member Comments

ADJOURN:

TOWN OF CHINCOTEAGUE EMERGENCY MANAGEMENT BI-MONTHLY REPORT

**Submitted by Bryan Rush
October 27, 2010**

PLANNING

EMPLOYEE BADGE PROCESS

The badge maker has been ordered and received by the Chincoteague Vol. Fire Co. Currently the planning process includes identifying users, conducting training, and completing the badge making process for Town employees and Fire/EMS volunteers by March 1, 2011.

VDEM

The quarterly VDEM Coordinators Meeting with Eastern Shore localities took place on October 28, 2010. Future exercises, direction of VDEM planning, as well as round table discussions of needs for the shore were discussed.

TRAINING

NIMS 2010 REQUIREMENTS

The 2010 National Incident Management System requirements for 2010 have been passed down through the Department of Emergency Management. Along with previous year requirements, jurisdictions will also have to show for those specific employees the training in IS 701 Multi Agency Coordination; IS 702 Public Information Systems; IS 703 Resource Management; IS 704 Communication and Information. This information has been passed to all department heads with the updated time-line for completion and what employee it may affect.

ICS 400

The ICS 400 course offered in Accomack County has been rescheduled for January 2011.

LOGISTICS

NIMSCAST

Each year every locality must chart its NIMS compliance activities in the federal NIMSCAST program. The program does an intensive look into percentages of completion activities in numerous areas as well as chart compliance for potential federal grant money. The time-line for completing this years report is December 10, 2010.

PUBLIC INFORMATION

PREPARE FOR WINTER

As the holiday seasons approach, the last thought on most people's minds are to prepare for winter weather disasters. Last year's winter should remind everyone to be prepared. In order to heighten preparedness, winter weather PSA's will be placed on local radio stations, cable channel 9 and local newspapers in December.

buildings have been shut off. Similar care must be exercised when restoring service. However, representatives of the Utility Company concerned must be present when service is restored. When restoring service, care must be exercised that hazards are not created such as explosion from open gas jets, flooding from open water outlets, etc.

5. In the event that it becomes necessary to stop utility service in large areas, notification shall be made to the EOC prior to the shut-off.
6. Entries of the shut-off shall be maintained at the Incident Command Post including:
 - a. The type of utility shut off.
 - b. The area affected.
 - c. Address of building(s) affected (isolated cases).
 - d. The name or identity of the person ordering the shut off.
 - e. The location of the shut off point (main, valve, terminal, etc.).

E. Transportation

1. Land Evacuation

- a. Primary means of transportation for the movement of evacuees will be by privately owned and operated vehicles.
- b. The Town trolley system Town-owned and operated vehicles will be utilized to the maximum extent possible in locally directed evacuations to supplement private transportation. The trolleys will pick-up passengers at a central collection point which will be the Chincoteague Elementary School.
- c. Locally available county, state, and federal owned and operated vehicles will provide general support in locally directed evacuations upon request to the local head of the agency which controls such vehicles.
- d. School buses will be used for evacuation in accordance with prearranged agreements.

Comment [EBR1]: ADD

Comment [EBR2]: DELETE

Comment [EBR3]: ADD

2. Water-borne Evacuation

- a. In Town-directed evacuations requiring water-borne transportation, privately owned and operated craft shall be utilized on a voluntary basis only.
- b. USCG and Virginia Marine Police craft, when available and requested, will be utilized to transport evacuees.

THE CODE OF THE TOWN OF CHINCOTEAGUE

CHAPTER 26

Fire Protection and Prevention

ARTICLE III DRAFT ARTICLE

OPEN AIR BURNING

Title.

This article shall be known as the Town of Chincoteague ordinance for the regulation of open air burning.

Purpose.

The purpose of this article is to protect public health, safety, and welfare by allowing the suspension of open air burning within the incorporated limits of the Town of Chincoteague, Virginia, when deemed necessary by the Town Manager or the Town Council of the Town of Chincoteague and no such ban is currently in effect by the County of Accomack, Virginia.

--See Sec. 42-38. Scope of article of Accomack County Burn Ordinance

--This article shall apply to all areas of the County, including incorporated towns.
(Code 1982, § 20.8(11))

Sec. 26-35. Permissible Open Burning.

(1) Open burning for training and instruction of governmental, volunteer or industrial firefighters under the supervision of the designated official and industrial in-house fire fighting personnel; Whenever a building or structure is used by one or more fire companies for bona fide firefighting instruction, provided a fire company is in attendance at all times fires are conducted;

(2) Open burning for camp fires or other fires that are used solely for recreational purposes, for ceremonial occasions, for outdoor noncommercial preparation of food, and for warming of outdoor workers; ; however, applicable materials specified in this article shall not be burned, and such fires shall be attended at all times.

(3) Open burning is permitted for the disposal of **yard waste** (leaves and tree **waste** and garden trimmings) located on the premises of private property, provided that the person conducting such burning notifies the on duty dispatcher at the Chincoteague Police Department in accordance with Sec. 26-37.

(4) Burning as permitted in Article II, Section 42-36 – 42-53 in the Code of Accomack County as long as it is not nullified by Chapter 26, Article III, Sec 26-38.

Sec. 26-36. Attendance at Fires.

All open burning shall be constantly attended until the fire is extinguished. At least one portable fire extinguisher or other approved on-site fire extinguishing

equipment such as dirt, sand, water barrel, garden hose, or water truck shall be available for immediate use. Such equipment shall be sufficient to extinguish embers.

Sec. 26-37. Notification of Police Department.

Prior to conducting, causing or permitting any open burning authorized, specified or referenced in section 26-35.3, the property owner or his agent shall notify the on-duty dispatcher at the Chincoteague Police Department Communications Center of the location of such open burning, expected starting and ending time, the name of the responsible person conducting such operation, and an emergency telephone number. Such notification shall be made by telephone or in person not earlier than one hour preceding the anticipated start of operations. The on-duty dispatcher will notify the on duty police officer who will inspect such burn pile and give approval prior to the burn commencing. The receipt and acceptance of such notice shall not constitute an acceptance of liability on behalf of the Town of Chincoteague, but to acknowledge that only proper materials are being burned in accordance with this ordinance.

Sec. 26-38. Suspension of Burning.

When it is deemed necessary by the Town Council of the Town of Chincoteague or by the Town Manager ratified by the Town Council of the Town of Chincoteague at the next regularly scheduled meeting, an open burning ban of all burning or any parts thereof listed in Sec. 26-35 may be imposed on the island when conditions exist that would make open burning a threat to life or property, or nuisance as provided for in the Virginia Statewide Fire Prevention Code, F-301.10; or Code of Virginia 15.2-1200, at anytime during the year.

Sec. 26-39. Responsibilities of Owner.

Open burning permitted under the provisions of this article shall not exempt or excuse any owner or other person from the consequences, liability, damages, or injuries that may result from such conduct, nor does it excuse or exempt any owner or other person from complying with other applicable laws, ordinances, regulations and orders of the governmental entities having jurisdiction, even though the open burning is conducted in accordance with this article.

Sec. 26-40. Issuance of Summons Authorized.

A summons charging an offense under this article may be issued by any law enforcement officer employed by the Town of Chincoteague witnessing such violation without the necessity of a warrant being obtained by a responding fire company or a complainant.

Sec. 26-41. Liability for Causing Damage by Fire.

If any forest fire originates as a result of the violation by any person of any provision of this article, such person shall, in addition to any other penalty imposed for such violation, be liable to the commonwealth and to the Town for

the full amount of all expenses incurred by the commonwealth and the Town, respectively, in suppressing such fire, such amounts to be recoverable by action brought by the state forester in the name of the commonwealth on behalf of the commonwealth and by the Town Council of the Town of Chincoteague on behalf of the Town.

Sec. 26-42. Penalty for Violation of Article.

Pursuant to Code of Virginia, § 15.2-1429, any person violating this article shall be guilty of a class 4 misdemeanor.

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